

AN ORDINANCE

BY COUNCILMEMBER CARLA SMITH



07-0-0617

**AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS, ON BEHALF OF THE MAYOR, TO WAIVE PARAGRAPHS (a) (1) AND (4) OF SECTION 138-60 OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, FOR THE ISSUANCE OF A BANNER PERMIT TO THE ATLANTA BOTANICAL GARDEN; AND FOR OTHER PURPOSES**

**WHEREAS**, the Atlanta Botanical Garden is presenting "Big Bugs and Killer Plants"; and

**WHEREAS**, the Atlanta Botanical Garden wishes to display the banners from May 9, 2007 to July 9, 2007 and therefore requests that the maximum number of days, as prescribed in Section 138-60(a)(4) of the Atlanta Code of Ordinances be extended to 60 days; and

**WHEREAS**, the proposed banners will display the logo of "Turner", the sponsor of the exhibit; and

**WHEREAS**, code section 138-60(a)(1) provides that "No flag, banner, bunting, sign, display or other form of decoration shall be permitted which contains any advertising or any reference to any organization or operated for profit...."; and

**WHEREAS**, Atlanta Botanical Garden wishes to acknowledge "Turner" as the sponsor of the exhibit by displaying the sponsor's logo on the banners which will promote the exhibit; and

**NOW, THEREFORE, THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS** as follows:

Section 1. The Mayor or her designee, the Commissioner of Public Works, be authorized to issue a banner permit to the Atlanta Botanical Garden exempting the organization from the requirements of Code Section 138-60(a)(1) that prohibits the placement of advertising on banners located in the public right of way. Said Banner shall resemble the picture attached as exhibit "A" hereto.

Section 2. That the thirty day limit set forth in 138-60 (a)(4) for the placement of banners be extended to 60 days from May 9, 2007 to July 9, 2007 for the Atlanta Botanical Garden for the purposes of advertising the Big Bugs Killer Plants exhibit.

Section 3. Any ordinance or part of any ordinance in conflict with the terms of this ordinance is hereby waived.

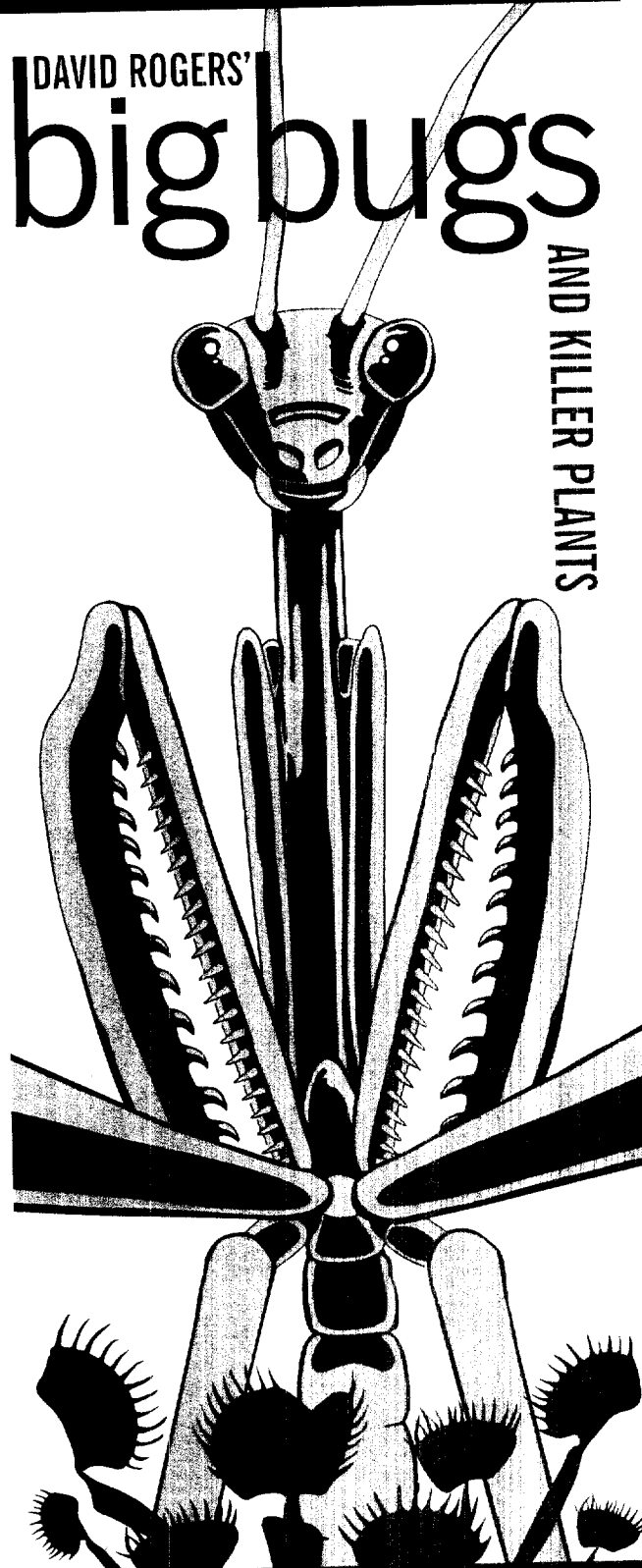
Exhibit "A"



ATLANTA BOTANICAL GARDEN

DAVID ROGERS'  
**big bugs**

AND KILLER PLANTS



presented by

**Turner**

A Time Warner Company